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HSBC Mortgage Corporation (USA) and HSBC Bank USA, N.A.

IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Philip Wong, Frederic Chaussy, and Leslie  
Marie Shearn, individually, on behalf of all  
others similarly situated, and on behalf of  
the general public,

Plaintiffs,

vs.

HSBC Mortgage Corporation (USA);  
HSBC Bank USA, N.A.; and DOES 1  
through 50, inclusive,

Defendants.

Case No. 07-CV-2446 MMC

**STIPULATION & ~~[PROPOSED]~~ ORDER  
CONTINUING THE CASE  
MANAGEMENT CONFERENCE**

**[Civ. L.R. 6-1, 7-11.]**

CMC Date: Nov. 14, 2008

Time: 10:30 a.m.

Judge: Hon. Maxine M. Chesney

Courtroom: 7, 19th Floor

Date Action Filed: May 7, 2007

**STIPULATION**

WHEREAS, a case management conference is currently scheduled in this case for November 14, 2008, at 10:30 a.m.;

WHEREAS, Plaintiffs' motion for class certification under Federal Rule 23 and Defendants' motion for judgment on the pleadings are currently pending;

WHEREAS, by Order dated October 31, 2008, the Court granted Defendants' motion to continue the hearing date of the above motions;

WHEREAS, the above motions are currently scheduled to be heard on January 9, 2009;

WHEREAS, the Parties believe that a case management conference would be more meaningful and helpful for the Parties and the Court if it were held after the above motions have been decided;

THEREFORE, the Parties hereby stipulate, and respectfully request the Court to order, that the case management conference scheduled for November 14, 2008 be continued to a date on or after January 23, 2009.

IT IS SO STIPULATED.

Dated: November 6, 2008

NICHOLS KASTER, LLP

By: /s/ Bryan J. Schwartz  
BRYAN J. SCHWARTZ  
Attorneys for Plaintiffs and  
Representative Plaintiffs

Dated: November 6, 2008

LITTLER MENDELSON, PC


By: /s/ Kimberly L. Owens  
KIMBERLY L. OWENS  
Attorneys for Defendants HSBC Mortgage  
Corporation (USA) and HSBC Bank USA, NA.

**[PROPOSED] ORDER**

Pursuant to stipulation, it is hereby ordered that the case management conference scheduled for November 14, 2008, is continued to February 20, 2009. ~~\_\_\_\_\_, 2008.~~ The Parties shall file an updated joint case management conference statement by February 13, 2009. ~~\_\_\_\_\_.~~ ~~2008.~~

IT IS SO ORDERED.

Dated: November 7, 2008

  
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HON. MAXINE M. CHESNEY  
United States District Court Judge